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Attorneys for Defendants

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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DANIEL ROMERO and JOANN RAGUSA, -against- BORDEN EAST RIVER REALTY LLC and JOSEPH SIMONE, Defendants.	: : Civ. No.: 09 Civ. 665 (ARR) : DEFENDANTS' : NOTICE OF MOTION : FOR SUMMARY JUDGMENT
-----X	
WILLIAM LEE and SZUYU PAN, -against- BORDEN EAST RIVER REALTY LLC and JOSEPH SIMONE, Defendants.	: : Civ. No.: 09 Civ. 845 (ARR)
-----X	
KYUNG YEOL SHIN, -against- BORDEN EAST RIVER REALTY LLC and JOSEPH SIMONE, Defendants.	: : Civ. No.: 09 Civ. 845 (ARR)
-----X	
LORA KAYE, -against- BORDEN EAST RIVER REALTY LLC and JOSEPH SIMONE, Defendants.	: : Civ. No.: 09 Civ. 1228 (ARR)
-----X	

JOHN GAENZLER and SARA MOSCOSO-GAENZLER,	X	:	:	:
		<i>Plaintiffs,</i>		
-against-				
BORDEN EAST RIVER REALTY LLC and				Civ. No.: 09 Civ. 1303 (ARR)
JOSEPH SIMONE,				
		<i>Defendants.</i>		
ANTHONY ALLICINO,	X	:	:	
		<i>Plaintiff,</i>		
-against-				
BORDEN EAST RIVER REALTY LLC and				Civ. No.: 09 Civ. 1455 (ARR)
JOSEPH SIMONE,				
		<i>Defendants.</i>		
JULIE and DAVID LIEVRE,	X	:	:	
		<i>Plaintiffs,</i>		
-against-				
BORDEN EAST RIVER REALTY LLC and				Civ. No.: 09 Civ. 1984 (ARR)
JOSEPH SIMONE,				
		<i>Defendants.</i>		
ZACK FERGUSON-STEGER,	X	:	:	
		<i>Plaintiff,</i>		
-against-				
BORDEN EAST RIVER REALTY LLC and				Civ. No.: 09 Civ. 1196 (ARR)
JOSEPH SIMONE,				
		<i>Defendants.</i>		

Please take notice that upon the annexed declaration of Bruce H. Lederman, Esq., with exhibits annexed thereto, the joint statement of undisputed facts and all prior proceedings heretofore had herein, defendant hereby moves this Court, in accordance with the schedule ordered by the Court on October 27, 2009, for summary judgment pursuant to Fed R. Civ. Pro. 56 dismissing plaintiffs' claims and awarding moving defendants such other and further relief as to the Court may seem just and proper.

Dated: December 4, 2009

D'AGOSTINO, LEVINE, LANDESMAN,
& LEDERMAN, LLP

By: 

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